

ESTTA Tracking number: **ESTTA762565**

Filing date: **08/04/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91228276
Party	Plaintiff Barnes & Noble, Inc., Barnes & Noble Booksellers, Inc.
Correspondence Address	Todd Braverman, Esq. Pearl Cohen Zedek Latzer Baratz LLP 1500 Broadway, 12th Floor New York, NY 10036 UNITED STATES tm-uspto@pearlcohen.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Todd Braverman
Filer's e-mail	Tm-uspto@pearlcohen.com
Signature	/tjbraverman/
Date	08/04/2016
Attachments	Motion to Extend Discovery Deadlines NOBLE GAMING August 4 2016.pdf(27179 bytes )

BARNES & NOBLE, INC. AND BARNES & NOBLE BOOKSELLERS, INC.	Opposition No. 91228276 Application Serial No. 86/725,370 Mark: NOBLE GAMING & DESIGN
Opposers,	
v.	
NOBLE, INC.	
Applicant.	

**MOTION FOR AN EXTENSION OF  
DISCOVERY OR TRIAL PERIODS WITH CONSENT**

BARNES & NOBLE, INC., a Delaware corporation, having its principal place of business located at 122 Fifth Avenue, New York, NY 10011 and BARNES & NOBLE BOOKSELLERS, INC., a Delaware corporation, having its principal place of business located at 122 Fifth Avenue, New York, NY 10011 (jointly referred to as the “Opposers”)., through their counsel, hereby moves the Trademark Trial & Appeal Board to extend the time for the parties in the above Opposition Proceeding to hold the Initial Discovery Conference for sixty (60) days from August 15, 2016 and all subsequent

discovery and trial dates for sixty (60) days from the dates listed in the TTAB Order dated June 6, 2016 in accordance with the below revised trial schedule:

Time to Answer	Closed
Deadline for Discovery Conference	10/14/2016
Discovery Opens	10/14/2016
Initial Disclosures Due	11/13/2016
Expert Disclosures Due	03/13/2017
Discovery Closes	04/12/2017
Plaintiff's Pretrial Disclosures	05/27/2017
Plaintiff's 30-day Trial Period Ends	07/11/2017
Defendant's Pretrial Disclosures	07/26/2017
Defendant's 30-day Trial Period Ends	09/09/2017
Plaintiff's Rebuttal Disclosures	09/24/2017
Plaintiff's 15-day Rebuttal Period Ends	11/24/2017

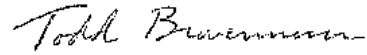
This time is needed in order for each party to confer with their respective clients and allow additional time to hold the Discovery Conference, discuss discovery related matters and the possibility of settlement.

The foregoing motion is not being filed for the purpose of mere delay of the proceedings and favorable consideration of this request is respectfully solicited.

Opposers have secured the express consent of all parties to this proceeding for the extension and resetting of dates requested herein.

Dated: New York, New York  
August 4, 2016

Respectfully submitted,



By: \_\_\_\_\_  
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Attorneys for Opposers  
Barnes & Noble, Inc.  
Barnes & Noble Booksellers, Inc.

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BARNES & NOBLE, INC. AND	:
BARNES & NOBLE BOOKSELLERS, INC.	:
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Opposers,	:
	:
v.	:
	:
NOBLE, INC.	:
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Applicant.	:
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Opposition No. 91228276  
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## CERTIFICATE OF SERVICE

Date: August 4, 2016

Todd Braverman Esq.